

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
AT DAYTON**

GAREY E. LINDSAY, Regional Director
of the Ninth Region of the National Labor
Relations Board, for and on behalf of the
NATIONAL LABOR RELATIONS BOARD

Petitioner

v.

Civil No. 3:17-cv-00126
Judge Rose

MIKE-SELL'S POTATO CHIP COMPANY

Respondent

**ORDER GRANTING PETITIONER'S MOTION TO
ADJUDICATE BASED UPON AFFIDAVIT EVIDENCE**

On April 12, 2017, petitioner filed a Motion to adjudicate its petition for an injunction under Section 10(j) of the National Labor Relations Act, as amended, based upon affidavit evidence.

Upon consideration,

IT IS ORDERED that petitioner's Motion to Adjudicate Based Upon Affidavit Evidence is granted and the Court shall rule on the injunctive relief prayed for in petitioner's petition based solely on the pleadings, including the verified assertions of belief made therein, and witness affidavits on which such belief is based, without conducting an evidentiary hearing.

Dated:

United States District Judge